

SPECIAL MEETING  
BOROUGH COUNCIL  
BOROUGH OF RUMSON  
September 14, 2006

A special meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of the Memorial Borough Hall on September 14, 2006 and was called to order by Mayor John E. Ekdahl at 4:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Hemphill, Kammerer, Rubin and Shanley.

Absent: Councilman Broderick.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was not present.

C. Bernard Blum, Jr., Borough Engineer, was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a notice forwarded at least 48 hours in advance thereof to the *Asbury Park Press* and the *Two River Times*.

**COMMUNICATIONS:**

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None.

**COMMITTEE REPORTS:**

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Councilwoman DeVoe reported that she took a park tour with John Hird, Superintendent of Parks and Recreation, and stated that all the Borough Parks were magnificent. She noted that the wall on the basketball court at Victory Park had been eliminated during the renovations and had met with some opposition from the residents. She reported that John Hird had a backboard placed at the Piping Rock tennis courts for tennis practice with a netting to stop stray balls. Councilwoman DeVoe added that the backboard blends in and is barely noticeable.

Councilwoman DeVoe stated that she could also happily report that Rumson Recreation had received over \$18,000 from the Rumson Community Appeal Drive, which was the largest amount that Rumson Recreation had ever received from Community Appeal. She stated that she was very pleased with the contributions and that it showed that the residents appreciate and respect the improvements that have been made to the Borough Parks and Programs.

**UNFINISHED BUSINESS:**

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None.

## **NEW BUSINESS:**

### **RESOLUTION TO AWARD THE 2006 ROAD PROGRAM – PHASE I TO L & L PAVING CO., INC. OF TINTON FALLS:**

The Municipal Clerk/Administrator advised that on August 20, 2006 at 2:00 p.m. sealed bids for the 2006 Road Program – Phase I were received. Phase I includes the following: Bellevue Avenue between Rumson and Ridge Roads; Alternate B – Alyce Lane and Meadow Ridge Park eastern parking lot; Alternate C – Washington Street; and Alternate D – Sheraton Lane.

The following three bids were received:

L & L Paving Co. Inc. 3068 Shafto Rd Tinton Falls NJ 07753	Base	\$283,260.00
	<u>Alternate B</u>	<u>\$107,230.00</u>
	Subtotal	\$390,490.00
		Alternate C \$ 65,100.00
		Alternate D <u>\$ 19,080.00</u>
		Total Bid \$474,670.00
Fiore Paving Co. Inc. 4 Fiore Ct Oceanport NJ 07757	Base	\$294,097.55
	<u>Alternate B</u>	<u>\$129,665.01</u>
	Subtotal	\$423,762.56
		Alternate C \$ 63,260.00
		Alternate D <u>\$ 23,964.50</u>
		Total Bid \$510,987.06
A Montone Construction, Inc. 88 Stillwell Rd Holmdel NJ 07733	Base	\$312,269.00
	<u>Alternate B</u>	<u>\$117,016.50</u>
	Subtotal	\$429,285.50
		Alternate C \$ 66,293.50
		Alternate D <u>\$ 17,888.70</u>
		Total Bid \$513,467.70

The contract for the 2006 Road Program – Phase I is to be awarded to the low bidder, L & L Paving Co., Inc., which was approved by the Borough Engineer, T & M Associates.

Councilman Kammerer offered the following resolution and moved its adoption:

#### **RESOLUTION**

WHEREAS, on August 30, 2006, three bids were received for the 2006 Capital Improvement Program – Phase I; and

WHEREAS, the Borough Council has reviewed the bids and considered the recommendations of the Borough Engineer and Borough Attorney; and

WHEREAS, Base Bid Proposal “A” consists of the improvements to Bellevue Avenue from Ridge Road to Rumson Road; and

WHEREAS, Base Bid Proposal “B” consists of improvements to Alyce Lane and Meadow Ridge Park; and

WHEREAS, Add Alternate “C” – Washington Street consists of improvements to Washington Street from East River Road to the terminus at the Navesink River; and

WHEREAS, the Council finds that the lowest responsive bid from a responsible bidder for the Base Bid Proposals “A” and “B” and Add Alternate “C” was that of L & L Paving Co., Inc., 3068 Shafto Road, Tinton Falls, NJ 07753; and

WHEREAS, funds are available to award Base Bid Proposals “A” and “B” and Add Alternate “C;” and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds to award Base Bid Proposals “A” and “B” and Add Alternate “C;”

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Rumson that it does hereby accept the bid of L & L Paving Co., Inc. 3068 Shafto Road, Tinton Falls, NJ 07753, in the amount of \$455,590.00 for Base Bid Proposals “A” and “B” and Add Alternate “C” for the 2006 Capital Improvement Program – Phase I, as recommended by the Borough Engineer by letter dated September 6, 2006, which is on file in the Borough Clerk’s Office; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to execute the contract documents; and

BE IT FURTHER RESOLVED that the contract be awarded subject to confirmation that the bidder is in compliance with Prevailing Wage Requirements and the review and approval of bid documents by the Borough Attorney; and

BE IT FURTHER RESOLVED that the contract be awarded subject to a favorable determination from the New Jersey Department of Transportation.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

**RESOLUTION TO AWARD THE 2006 ROAD PROGRAM – PHASE II TO FERNANDES CONSTRUCTION OF SOUTH RIVER:**

The Municipal Clerk/Administrator advised that on September 12, 2006 at 10:00 a.m. sealed bids for the 2006 Road Program – Phase II were received. Phase II includes the following: Belknap Lane, Windmill Lane, a section of Tuxedo Road and a section of Sycamore Lane.

Received the following four bids:

Fernandes Construction 32 John St South River NJ 08882	\$180,780.00
Fiore Paving Co. Inc. 4 Fiore Ct Oceanport NJ 07757	\$181,921.10
Lucas Brothers, Inc. 80 Amboy Rd Morganville NJ 07751	\$209,477.50
Star of the Sea Concrete 91 Browns La South River NJ 08882	\$406,155.00

The contract for the 2006 Road Program – Phase II is to be awarded to the low bidder, Fernandes Construction, which was approved by the Borough engineering firm, Leon S. Avakian, Inc.

Councilwoman DeVoe offered the following resolution and moved its adoption:

#### RESOLUTION

WHEREAS, on September 12, 2006, four bids were received for the 2006 Capital Improvement Program – Phase II; and

WHEREAS, the Borough Council has reviewed the bids and considered the recommendations of the Borough Engineer and Borough Attorney; and

WHEREAS, the Bid Proposal consists of the improvements to Belknap Lane, Windmill Lane, a section of Tuxedo Road and a section of Sycamore Lane; and

WHEREAS, the Council finds that the lowest responsive bid from a responsible bidder for the Bid Proposal was that of Fernandes Construction, 32 John Street, South River, NJ 08882; and

WHEREAS, funds are available to award the Bid Proposal; and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds to award the Bid Proposal;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Rumson that it does hereby accept the bid of Fernandes Construction, 32 John Street, South River, NJ 08882, in the amount of \$180,780.00 for the Bid Proposal for the 2006 Capital Improvement Program – Phase II, as recommended by the Borough Engineer by letter dated September 12, 2006, which is on file in the Borough Clerk's Office; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to execute the contract documents; and

BE IT FURTHER RESOLVED that the contract be awarded subject to confirmation that the bidder is in compliance with Prevailing Wage Requirements and the review and approval of bid documents by the Borough Attorney; and

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

**COMMENTS FROM THE COUNCIL:**

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

**COMMENTS FROM THE PUBLIC:**

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

**ADJOURNMENT:**

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the meeting adjourned at 4:35 p.m. All in favor.

Respectfully submitted,

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Thomas S. Rogers, R.M.C.  
Municipal Clerk/Administrator